

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

STEVEN D. BAUDER,)
Plaintiff,) CASE NO. C10-1248-RSL
v.)
BRIAN DENNEHY,) ORDER OF DISMISSAL
Defendant.)

The Court, having reviewed the Report and Recommendation of United States Magistrate Judge Mary Alice Theiler, the governing law, and the balance of the record, does hereby find and ORDER:

- (1) The Report and Recommendation is ADOPTED;
- (2) Defendant's motion to dismiss is GRANTED, and this matter is DISMISSED without prejudice for failure to exhaust administrative remedies as required by 42 U.S.C. § 1997e(a), and for mootness; and
- (3) The Clerk of Court is directed to send copies of this Order to plaintiff and to Magistrate Judge Mary Alice Theiler.

01 DATED this 26th day of July, 2011.
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Robert S. Lasnik
Robert S. Lasnik
United States District Judge